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HOUSE BILL 512

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

RAYMOND G. SANCHEZ

AN ACT

RELATING TO DEVELOPMENT TRAINING; MAKING THE ECONOMIC  
DEVELOPMENT DIVISION OF THE ECONOMIC DEVELOPMENT DEPARTMENT  
RESPONSIBLE FOR THE DEVELOPMENT TRAINING PROGRAM; PROVIDING FOR  
TECHNICAL ASSISTANCE; CHANGING ELIGIBILITY FOR TRAINING  
APPLICANTS; MAKING AN APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 21-19-7 NMSA 1978 (being Laws 1983,  
Chapter 299, Section 1, as amended) is amended to read:

"21-19-7. DEVELOPMENT TRAINING. --

A. The economic development department shall  
establish a development training program that provides quick-  
response classroom and in-plant training to furnish qualified  
manpower resources for new or expanding industries and non-  
retail service sector businesses in New Mexico that have  
business or production procedures that require skills unique to

1 those industries. Training shall be custom-designed for the  
2 particular company and shall be based on the special  
3 requirements of each company. The program shall be operated on  
4 a statewide basis and shall be designed to assist any area in  
5 becoming more competitive economically.

6 B. There is created the "industrial training board"  
7 [~~which shall be~~] composed of:

8 (1) the director of the economic development  
9 division of the economic development department;

10 (2) the director of the vocational education  
11 division of the state department of public education;

12 (3) the director of the job training division  
13 of the labor department;

14 (4) the executive director of the commission on  
15 higher education;

16 (5) one member from organized labor appointed  
17 by the governor; and

18 (6) one public member from the business  
19 community appointed by the governor.

20 C. The industrial training board shall establish  
21 policies and promulgate rules and regulations for the  
22 administration of appropriated funds and shall provide review  
23 and oversight to assure that funds expended from the development  
24 training fund will generate business activity and give  
25 measurable growth to the economic base of New Mexico within the  
legal limits preserving the ecological state of New Mexico and

Underscored material = new  
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1 its people.

2 D. Subject to the approval of the industrial  
3 training board, the ~~[vocational education division of the state~~  
4 ~~department of public education]~~ economic development division of  
5 the economic development department shall:

- 6 (1) administer all funds allocated or  
7 appropriated for industrial development training purposes;
- 8 (2) provide designated training services;
- 9 (3) regulate, control and abandon any training  
10 program established under the provisions of this section;
- 11 (4) assist companies requesting training in the  
12 development of a training proposal to meet the companies'  
13 manpower needs;
- 14 (5) contract for the implementation of all  
15 training programs;
- 16 (6) provide for training by educational  
17 institutions or by the company through in-plant training, at the  
18 company's request; and
- 19 (7) evaluate training efforts on a basis of  
20 performance standards set forth by the industrial training  
21 board.

22 E. The vocational education division of the state  
23 department of public education shall provide technical  
24 assistance to the economic development department concerning the  
25 development of agreements, the determination of the most  
appropriate instructional training to provide and the review of

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1 training program implementation.

2 [E-] F. The state shall contract with a company or  
3 an educational institution to provide training or instructional  
4 services in accordance with the approved training proposal and  
5 within the following limitations:

6 (1) no payment shall be made for training in  
7 excess of one thousand forty hours of training per trainee for  
8 the total duration of training;

9 (2) training applicants shall have resided  
10 within the state for a minimum of one year immediately prior to  
11 the commencement of the training program and be [~~citizens of the~~  
12 ~~United States~~] of legal status for employment;

13 (3) payment for institutional classroom  
14 training shall be made under any accepted training contract for  
15 a qualified training program;

16 (4) no payment shall be made under any accepted  
17 training contract for rental of facilities unless facilities are  
18 not available on site or at the educational institution;

19 (5) all applicants shall be eligible under the  
20 federal Fair Labor Standards Act and shall not have terminated a  
21 public school program within the past three months except by  
22 graduation;

23 (6) trainees shall be guaranteed full-time  
24 employment with the contracted company upon successful  
25 completion of the training;

(7) persons employed to provide the



**State of New Mexico**  
**House of Representatives**

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**FORTY-THIRD LEGISLATURE**  
**FIRST SESSION, 1997**

February 6, 1997

Mr. Speaker:

Your BUSINESS AND INDUSTRY COMMITTEE, to whom has  
been referred

HOUSE BILL 512

has had it under consideration and reports same with  
recommendation that it DO PASS, and thence referred to the  
APPROPRIATIONS AND FINANCE COMMITTEE.

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FIRST SESSION, 1997

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Respectfully submitted,

\_\_\_\_\_  
Fred Luna, Chairman

Adopted \_\_\_\_\_

Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 12 For 0 Against

Yes: 12

Excused: Varela

Absent: None

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# State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

March 15, 1997

Mr. Speaker:

Your APPROPRIATIONS AND FINANCE COMMITTEE, to  
whom has been referred

HOUSE BILL 512

has had it under consideration and reports same with  
recommendation that it DO PASS, amended as follows:

1. On page 1, line 15, before the period insert "; DECLARING  
AN EMERGENCY".

2. On page 5, between lines 11 and 12, insert the following  
new sections:

"Section 2. Section 21-19-11 NMSA 1978 (being Laws 1983,  
Chapter 299, Section 5, as amended) is amended to read:

"21-19-11. FUNDS CREATED. --

A. There is created in the state treasury the  
"development training fund". Money appropriated to the fund or

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FIRST SESSION, 1997

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1  
2 accruing to it through gifts, grants, repayments or bequests shall  
3 not be transferred to any other fund or be encumbered or disbursed  
4 in any manner except as provided in Section 21-19-7 NMSA 1978.  
5 Money in the fund shall not revert at the end of any fiscal year.  
6 Money in the fund is appropriated to the economic development  
7 department. Money in the fund shall be expended [only as  
8 provided] upon warrant drawn by the secretary of finance and  
9 administration pursuant to vouchers signed by the secretary of  
10 economic development or his authorized representative to carry out  
11 the purposes specified in Section 21-19-7 NMSA 1978.

12  
13 B. There is created in the state treasury the  
14 "development fund". Money appropriated to the fund or accruing to  
15 it through gifts, grants, repayments or bequests shall not be  
16 transferred to any other fund or be encumbered or disbursed in any  
17 manner except as provided in this subsection. Money in the fund  
18 shall not revert at the end of any fiscal year. Money in the fund  
19 shall be administered by the economic development department or  
20 its successor for the purpose of making low-interest loans to  
21 political subdivisions of the state so that they can construct or  
22 implement projects necessary to provide services that will  
23 encourage the location of industry in the political subdivisions.  
24 The economic development department shall coordinate these loans  
25 with the local government division of the department of finance  
and administration pursuant to the New Mexico Community Assistance  
Act. Money in the fund shall be expended as provided in Section  
21-19-10 NMSA 1978. "

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Section 3. TEMPORARY PROVISION--APPROPRIATION OF FUND  
BALANCES.--The economic development department may expend money in  
the development training fund in the 1997 and subsequent fiscal  
years that was appropriated in prior fiscal years to carry out the  
purposes of Section 21-9-7 NMSA 1978. "

3. Renumber the succeeding section accordingly.

4. On page 5, line 14, after "1998" insert "and subsequent  
fiscal years".

5. On page 5, line 21, after the period strike the remainder  
of the line and strike all of lines 22 and 23.

6. On page 5, between lines 23 and 24, insert the following  
new section:

"Section 5. EMERGENCY.--It is necessary for the public  
peace, health and safety that this act take effect immediately."

Respectfully submitted,

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Max Coll, Chairman

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**Adopted** \_\_\_\_\_ **Not Adopted** \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

**Date** \_\_\_\_\_

**The roll call vote was 10 For 1 Against**

**Yes: 10**

**No: Bird**

**Excused: Buffett, Garcia, M. H., Marquardt, Picraux, Salazar,  
Watchman**

**Absent: None**

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FIRST SESSION, 1997

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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March 21, 1997

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10 Mr. President:

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Your FINANCE COMMITTEE, to whom has been referred

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HOUSE BILL 512, as amended

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has had it under consideration and reports same with

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recommendation that it DO PASS.

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Respectfully submitted,

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Ben D. Altamirano, Chairman

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Adopted \_\_\_\_\_

Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

FORTY-THIRD LEGISLATURE  
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Date \_\_\_\_\_

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The roll call vote was 6 For 0 Against

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Yes: 6

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No: None

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Excused: Aragon, Eisenstadt, Ingle, Lyons, McKibben

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Absent: None

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